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8 UNITED STATES DISTRICT COURT  
9 WESTERN DISTRICT OF WASHINGTON  
10 AT TACOMA

11 MICHAEL ANTHONY ABELS,

12 Plaintiff,

13 v.  
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15 KIRSTEN SKIPWORTH., *et al.*,

16 Defendants  
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No. 09-5572RBL/JRC

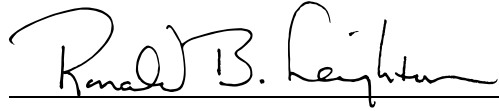
ORDER ADOPTING REPORT AND  
RECOMMENDATION

18 The Court, having reviewed the Report and Recommendation of Magistrate Judge J.  
19 Richard Creatura, objections to the Report and Recommendation [Dkt. #8], and the remaining  
20 record, does hereby find and ORDER:  
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- 22 (1) The Court adopts the Report and Recommendation;
- 23 (2) Plaintiff's Motion to Proceed *in forma pauperis* is DENIED. Plaintiff will  
24 have thirty days from today to pay the full filing fee. If the fee is not paid  
25 this action should be DISMISSED. All pending motions are DENIED.  
26 Further, plaintiff is informed he must receive relief by way of Habeas  
Corpus prior to the claims in this action accruing.

- 1 (3) The Clerk is directed to send copies of this Order to plaintiff, and to the Hon. J.  
2 Richard Creatura.

3 DATED this 27<sup>th</sup> day of November, 2009.  
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7 RONALD B. LEIGHTON  
8 UNITED STATES DISTRICT JUDGE  
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